



December 20, 2002

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: CC Docket Nos. 01-338, 98-147, and 96-98

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission's rules, the Competitive Telecommunications Association ("CompTel") hereby gives notice that on December 19, 2002, its representatives, and representatives of CompTel's member companies, separately met with Chairman Michael Powell, and Christopher Libertelli, Legal Advisor to Chairman Powell; Commissioner Kathleen Abernathy and Matthew Brill, Senior Legal Advisor to Commissioner Abernathy; and Commissioner Michael Copps, and Jordan Goldstein, Senior Legal Advisor to Commissioner Copps. In each of our meetings, CompTel made the following points with respect to the dedicated transport unbundled network element ("UNE"): (1) the record of this proceeding shows that there are no alternatives to the ILEC for loop facilities at the DS1 level of capacity and below; (2) there are only a small minority of wire center routes for which users of ILEC transport have competitive alternatives for transport service; (3) the availability of dark fiber as a UNE is critical to the development of further wholesale transport competition; (4) service-based use restrictions are neither rational, nor sustainable, and such restrictions have previously had the unintended consequence of eliminating facilities-based competitive providers of exchange access service and next-generation, packet-based, advanced services providers.

In these meetings, CompTel also endorsed the impairment framework proposed by Professor Robert Willig in a November 15, 2002 submission to the Commission. CompTel also referenced other materials previously filed by CompTel and its member companies in the above-listed dockets, including the October 8, 2002 letter from Russell Fisby, CompTel, and John Windhausen, ALTS, to William F. Maher, FCC, and a slide presentation filed in the above-referenced dockets on December 19, 2002 by LDMI Telecommunications.

In attendance at the meetings were: Mark Dineen of GCI, Jerry Finefrock of LDMI Telecommunications, David Malfara of Remi Communications, H. Russell Frisby, Maureen Flood, and the undersigned attorney from CompTel.

Sincerely,

A handwritten signature in black ink, reading "Jonathan D. Lee". The signature is written in a cursive style with a large, stylized 'J' and 'L'.

Jonathan D. Lee
Vice President,
Regulatory Affairs